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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Tucker et al.

Application No.: To be assigned

Group Art Unit: To be assigned

Filed: Concurrently herewith

Examiner: To be assigned

**Division of Application No.: 08/968,685**

**Filed: November 12, 1997**

For: *MORAXELLA CATARRHALIS*  
OUTER MEMBRANE PROTEIN-  
106 POLYPEPTIDE, GENE  
SEQUENCE AND USES THEREOF

Attorney Docket No.: 7969-089-999

**PRELIMINARY AMENDMENT UNDER 37 C.F.R. 1.115 AND STATEMENT  
REGARDING FEWER THAN INVENTORS OF PRIOR APPLICATION**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Prior to examination of the application, please enter the amendments below  
and consider the following remarks.

Submitted herewith is Appendix A, a marked-up version of a replacement  
paragraph of the specification.

**IN THE APPLICATION:**

Please delete Ulrich F. Tillman as an inventor of this application.

**IN THE SPECIFICATION:**

Please amend the specification at page 1, by replacing the first paragraph  
beginning "This application . . ." with the following paragraph:

This application is a division of Application No. 08/968,685 filed  
November 12, 1997, currently allowed, which is a continuation-in-part of  
Application No. 08/642,712 filed May 3, 1996.

**IN THE CLAIMS:**

Please cancel claims 23-26, and 30-32 without prejudice.

**REMARKS**

The present application is a divisional of U.S. patent application no. 08/968,685 (Parent Application). The specification is amended herein to recite the full lineage of this divisional application. A marked-up version of the amended paragraph is attached as Appendix A in which added material is indicated by underlining.

Claims 23-26 and 30-32 are cancelled without prejudice not for any reason related to patentability but merely because the subject matter of these claims was pursued in the Parent Application.

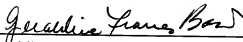
This application is filed with a copy of the original Declaration executed by the inventors of the Parent Application. By amendment herein, a request is made to delete the name of Ulrich F. Tillman as he is not an inventor of the remaining subject matter of this divisional application.

An Information Disclosure Statement (IDS) with revised PTO Form 1449 listing references AA-AY is submitted herewith. A copy of references AA-AC, AE-AO, AQ, AS-AT and AV-AY cited either by Applicants or the Patent and Trademark Office, can be found in the file of the Parent Application No. 08/968,685 filed November 12, 1997; a copy of references AD, AP, AR and AU is enclosed with the IDS.

It is requested that all references be reviewed and made of record in the file of this application.

Respectfully submitted,

Date March 20, 2001

  
Geraldine F. Baldwin 31,232  
(Reg. No.)

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## APPENDIX A

This application is a division of Application No. 08/908,685 filed November 12, 1997, currently allowed, which is a continuation-in-part of application of United States Patent Application Serial No. 08/642,712 filed May 3, 1996.

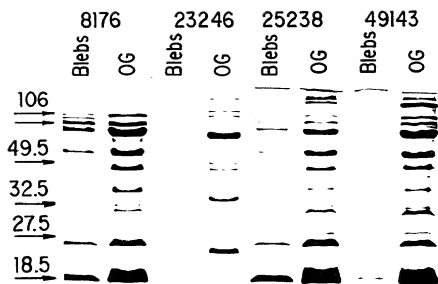


FIG.1

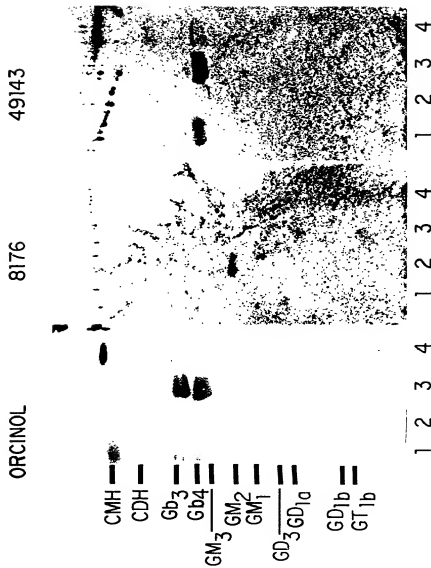


FIG.2

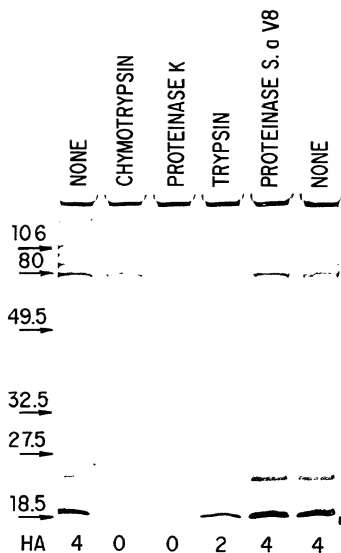


FIG.3

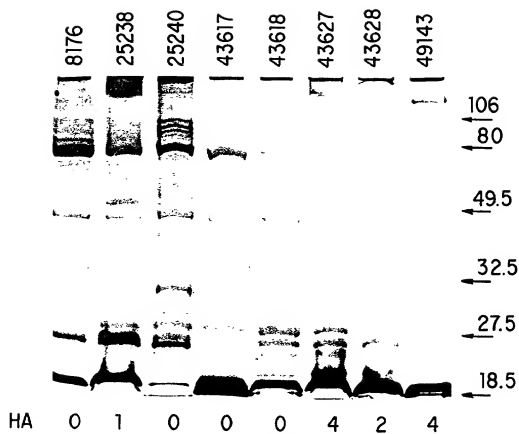


FIG.4

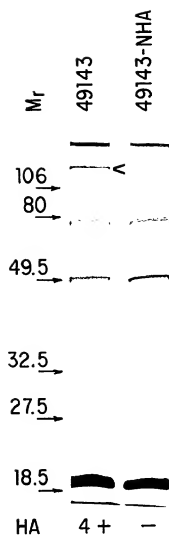


FIG.5



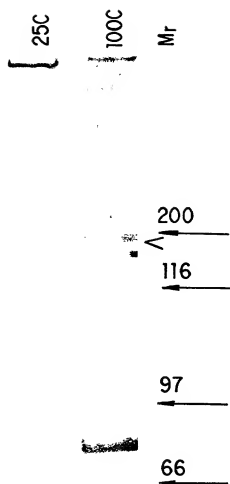


FIG.6

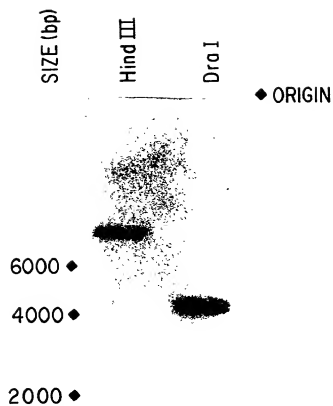


FIG.7

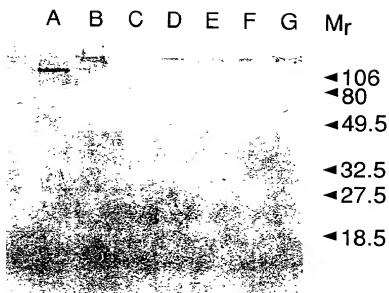


FIG.8A

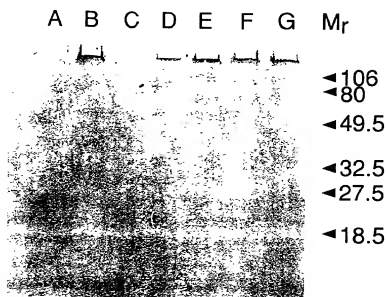
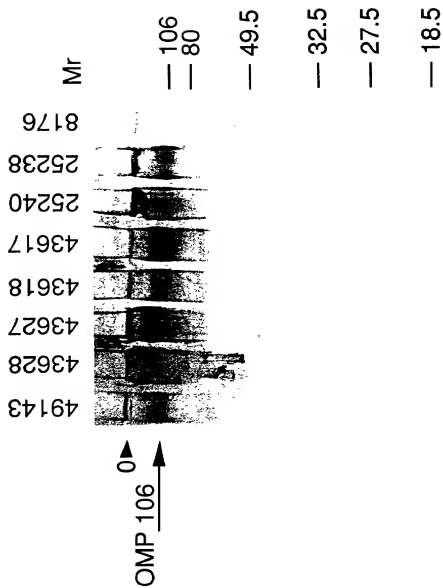


FIG.8B



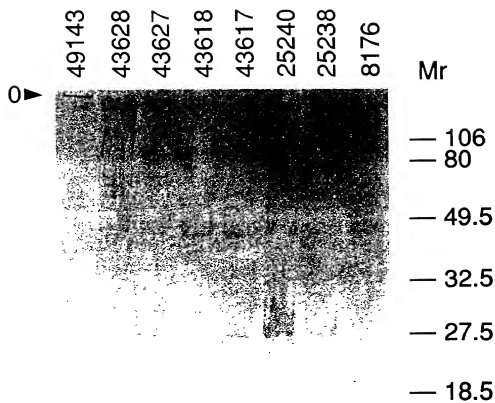


FIG.9B

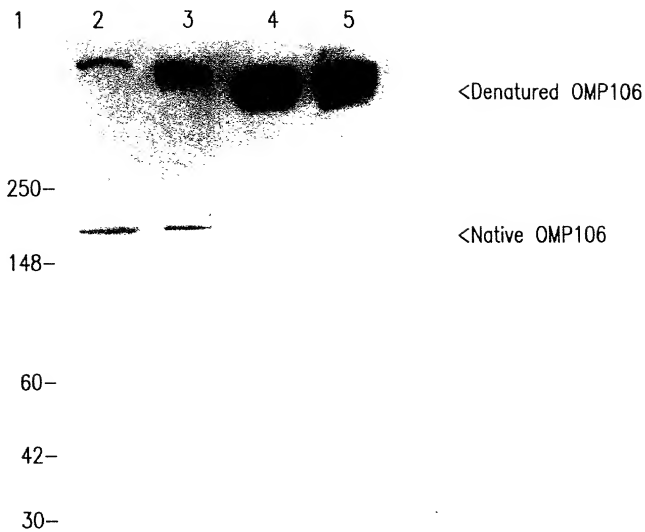


FIG.10

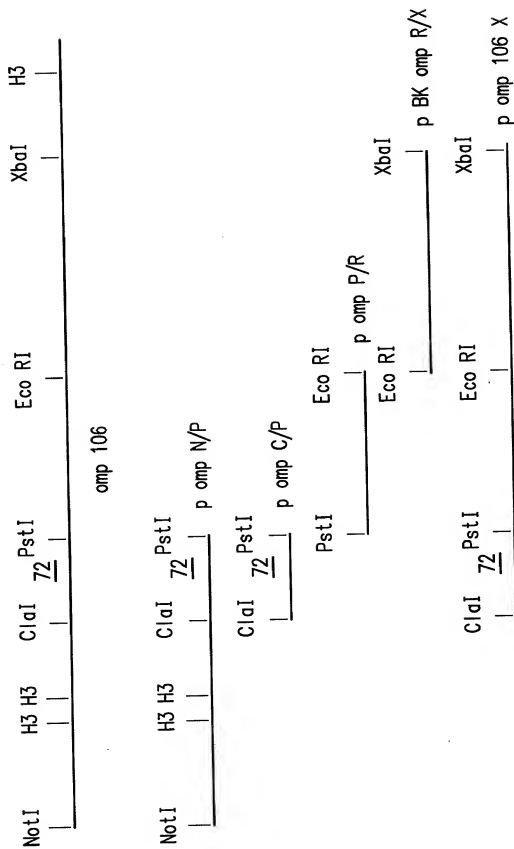


FIG. 11



FIG. 12A

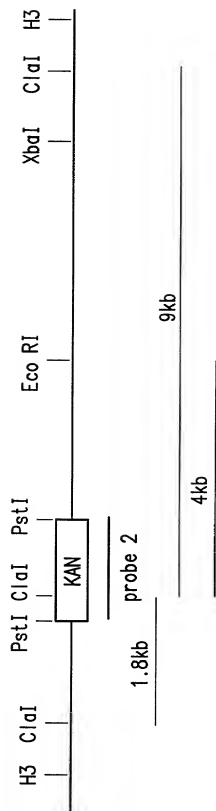


FIG. 12B